

country, or on any Indian reservation, as a trader, or to introduce goods, or to trade therein, without such license, shall forfeit all merchandise offered for sale to the Indians or found in his possession, and shall moreover be liable to a penalty of \$500: *Provided*, That this section shall not apply to any person residing among or trading with the Choctaws, Cherokees, Chickasaws, Creeks, or Seminoles, commonly called the Five Civilized Tribes, residing in said Indian country, and belonging to the Union Agency therein: *And provided further*, That no white person shall be employed as a clerk by any Indian trader, except such as trade with said Five Civilized Tribes, unless first licensed so to do by the Commissioner of Indian Affairs, under and in conformity to regulations to be established by the Secretary of the Interior.

(R.S. §2133; July 31, 1882, ch. 360, 22 Stat. 179.)

CODIFICATION

R.S. §2133 derived from act June 30, 1834, ch. 161, §4, 4 Stat. 729.

Act July 31, 1882, inserted "of the full blood" and "or on any Indian reservation" and added the two provisos.

TRANSFER OF FUNCTIONS

For transfer of functions of other officers, employees, and agencies of Department of the Interior, with certain exceptions, to Secretary of the Interior, with power to delegate, see Reorg. Plan No. 3 of 1950, §§1, 2, eff. May 24, 1950, 15 F.R. 3174, 64 Stat. 1262, set out in the Appendix to Title 5, Government Organization and Employees.

§§ 265, 266. Repealed. Aug. 15, 1953, ch. 506, § 1, 67 Stat. 590

Section 265, R.S. §2135, prohibited certain purchases and sales within Indian country by persons other than Indians.

Section 266, R.S. §§467, 2136, prohibited sale of arms in district occupied by uncivilized or hostile Indians.

CHAPTER 7—EDUCATION OF INDIANS

- Sec. 271. Employment of instructors for Indians.
- 272. Superintendent of Indian schools.
- 272a. Other duties.
- 273. Detail of Army officer.
- 274. Employment of Indian girls and boys as assistants.
- 275. Leaves of absence to employees.
- 276. Vacant military posts or barracks for schools; detail of Army officers.
- 277. Former Apache military post established as Theodore Roosevelt Indian School.
- 278. Repealed.
- 278a. Use of appropriated funds for education in sectarian schools prohibited; exceptions.
- 279. Rations to mission schools.
- 280. Patents of lands to missionary boards of religious organizations.
- 280a. Land in Alaska for schools or missions; general land laws.
- 281. Children taking lands in severalty not excluded.
- 282. Regulations by Secretary of the Interior to secure attendance at school.
- 283. Regulations for withholding rations for non-attendance at schools.
- 284. Omitted.
- 285. Withholding annuities from Osage Indians for nonattendance at schools.
- 286. Sending child to school out of State without consent.

- Sec. 287. Taking child to school in another State without written consent.
- 288, 289. Repealed.
- 290. Transportation of pupils under 14 at Government expense.
- 290a. Bureau appropriations as not limiting transportation of school children.
- 291. Removal of Government property at schools.
- 292. Suspension or discontinuance of schools.
- 292a. Discontinuance of boarding and day schools having small attendance.
- 292b. Establishment of single system of education in Alaska; transfer of Indian schools to State of Alaska.
- 292c. Unavailability of appropriated funds for boarding schools.
- 293. Sale of lands purchased for day school or other Indian administrative uses.
- 293a. Conveyance of school properties to local school districts or public agencies.
- 293b. Conveyance of abandoned school properties in Alaska to local town or city officials or school authorities; reservation of rights and claims by United States and use conditions; violations and forfeiture of grant; determinations; reversion to United States.
- 294. Sale of certain abandoned buildings on lands belonging to Indian tribes.
- 295. Supervision of expenditure of appropriations for school purposes.
- 296 to 301. Repealed or Omitted.
- 302. Indian Reform School; rules and regulations; consent of parents to placing youth in reform school.
- 303. Omitted.
- 304. South Dakota Indians; State course of study.
- 304a. Study and investigation of Indian education in United States and Alaska; contracts; report to Congress; appropriations.
- 304b. Deposits of funds of students and student activity associations in Indian schools.

§ 271. Employment of instructors for Indians

The President may, in every case where he shall judge improvement in the habits and condition of such Indians practicable, and that the means of instruction can be introduced with their own consent, employ capable persons of good moral character to instruct them in the mode of agriculture suited to their situation; and for teaching their children in reading, writing, and arithmetic, and performing such other duties as may be enjoined according to such instructions and rules as the President may give and prescribe for the regulation of their conduct, in the discharge of their duties. A report of the proceedings adopted in the execution of this provision shall be annually laid before Congress.

(R.S. §2071.)

CODIFICATION

R.S. §2071 derived from act Mar. 3, 1819, ch. 85, 3 Stat. 516.

§ 272. Superintendent of Indian schools

There shall be appointed by the President, by and with the advice and consent of the Senate, a person of knowledge and experience in the management, training, and practical education of children, to be Superintendent of Indian Schools, whose duty it shall be to visit and inspect the schools in which Indians are taught in whole or in part from appropriations from the United States Treasury, and report to the Com-